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13 **UNITED STATES DISTRICT COURT**

14 **DISTRICT OF NEVADA**

15 CENTER FOR BIOLOGICAL DIVERSITY,

Case No.: 2:19-cv-01915-GMN-EJY

16
17 Plaintiff,

18 vs.

19 UNITED STATES BUREAU OF LAND
MANAGEMENT,

20 Defendant.
21

**STIPULATED AGREEMENT AND
EXTENSION OF DEADLINES [ECF
NO. 13]
(FIRST REQUEST)**

22 Plaintiff Center for Biological Diversity (“the Center”), Federal Defendant United States
23 Bureau of Land Management (“BLM”), and Prospective Intervenor Ioneer USA Corporation
24 (“Ioneer”) (collectively the “Parties”) agree and stipulate as follows:

25 **WHEREAS**, Ioneer filed an Unopposed Motion to Intervene [ECF No. 11] on November
26 5, 2019.

27 **WHEREAS**, the Parties previously submitted a Stipulated Agreement and Briefing
28 Schedule for Motion for Preliminary Injunction and [Proposed] Order [ECF No. 9], whereby: (1)

1 Ioneer represented it would not conduct any additional ground disturbing activities pursuant to the
2 Rhyolite Ridge Exploration Project (Notice NVN-097202) or the South Infill Exploration Project
3 (Notice NVN-097262) for the next 35 days, from November 5, 2019 to December 10, 2019; (2)
4 Ioneer represented the only activities that will be conducted by Ioneer during those next 35 days
5 would be continued work on two water bores that are already in place and during the course of
6 conducting those activities, Ioneer would continue to comply with the existing requirements of the
7 Notices NVN-097202, and NVN-097262 and any applicable statutes and regulations; (3) the
8 Center represented that it would not file a motion for a temporary restraining order during the
9 same time period; and (4) the Center represented it would not oppose a motion to intervene in this
10 case by Ioneer. The agreement further provided a briefing schedule such that the Center would file
11 its motion for a preliminary injunction on or before November 5, 2019, the BLM and Ioneer
12 would file their responses on or before November 19, 2019, and the Center would file its reply on
13 or before November 26, 2019.

14 **WHEREAS**, the Parties agree to an extension of the previous deadlines [ECF No. 13],
15 such that Ioneer represents it will not conduct any additional ground disturbing activities pursuant
16 to the Rhyolite Ridge Exploration Project (Notice NVN-097202) or the South Infill Exploration
17 Project (Notice NVN-097262), from November 5, 2019 to January 10, 2020;

18 **WHEREAS**, Ioneer represents the only activities that will be conducted by Ioneer during
19 this November 15, 2019, to January 10, 2020, time period, will be continued work on two water
20 bores that are already in place. During the course of conducting these activities, Ioneer will
21 continue to comply with the existing requirements of the Notices NVN-097202, and NVN-097262
22 and any applicable statutes and regulations.

23 **WHEREAS**, the Center represents that it will not file a motion for a temporary restraining
24 order during this November 15, 2019, to January 10, 2020, time period.

25 **THEREFORE**, the Parties agree and stipulate:

26 1. The BLM and Ioneer (if granted intervention) will file their responses to the
27 Center's motion for a preliminary injunction on or before December 3, 2019.

28 2. The Center will file its reply brief on or before December 17, 2019.

3. The Parties respectfully request that the Court set an argument date on the Center's motion for a preliminary injunction as early thereafter as possible.

4. If Ioneer decides to proceed with additional ground disturbing activities after the November 15, 2019, to January 10, 2020, time period but prior to the Court's resolution of the Center's motion for a preliminary injunction, the Center will likely file a motion for a temporary restraining order at that time.

DATED this 15th day of November, 2019.

/s/ E. Leif Reid
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IT IS SO ORDERED:


UNITED STATES MAGISTRATE JUDGE

DATED: November 18, 2019

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